



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ZAUDERER *et al.*

Appl. No. 10 052,942

Filed: January 23, 2002

For: **Methods of Producing or  
Identifying Intrabodies in  
Eukaryotic Cells**

Confirmation No. 1028

Art Unit: 1639

Examiner: Ponnaluri, P.

Atty. Docket:

1821.0090004/EKS/EJH/T-M

### Third Supplemental Information Disclosure Statement

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Second Supplemental Information Disclosure Statement filed on July 1, 2003, in connection with the above-captioned application. A copy of each document is also provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the

be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Third Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.

**Statement under 37 C.F.R. 1.704(d).** Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.<sup>1</sup>

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

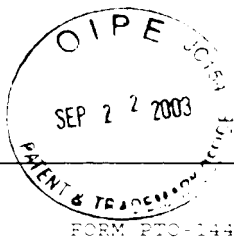
Respectfully submitted,

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<sup>1</sup> Please note that this information disclosure statement is being filed in accordance with the provisions of the American Inventors Protection Act of 1980, Pub. Law No. 96-517, 104 Stat. 2083, 35 U.S.C. § 122.



FORM PTO-1449 THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT	ATTY. REFERENCE NO. 18111009-0004 RRS RJH T-M	APPLICATION NO. 10 052,942
	APPLICANT Gauderer et al.	
	FILING DATE January 17, 2003	NAME RJH

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

## OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR		
	AS		Examiner's Report on the Application for a Patent in the Field of the Invention of the Applicant, dated January 17, 2003, at the Office of Intellectual Property, Paris, France.
	AT		Examiner's Report on the Application for a Patent in the Field of the Invention of the Applicant, dated January 17, 2003, at the Office of Intellectual Property, Paris, France.

EXAMINER

Sterne Kessler  
Goldstein Fox



September 22, 2003

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Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Art Unit 1639

Re: U.S. Utility Patent Application  
Appl. No. 10 052,942; Filed: January 23, 2002  
For: **Methods of Producing or Identifying Intrabodies in Eukaryotic Cells**  
Inventors: Zauderer *et al.*  
Our Ref: 1821.0090004 EKS EJH T-M

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Third Supplemental Information Disclosure Statement;
2. One page of Form PTO-1449 citing two documents (AS23 and AT23);
3. A copy of each of the cited documents; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE KESSLER GOLDSTEIN & FOX P.C.

Attorney for Applicant  
Registration No. 42,613

CHIEF COUNSEL